

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE:	)	
	)	Case No. 23 B 07565
Dennis Tucker,	)	Honorable Cox
Debtor	)	Chapter 13
	)	

**NOTICE OF MOTION**

TO: Chapter 13 Trustee, Thomas Hooper, 55 E. Monroe St., Suite 3850, Chicago, IL 60603,  
via Electronic Court Notification;

City of Chicago, Utility Billing & Customer Service, 121 N. LaSalle St., Suite 400,  
Chicago, IL 60602, via U.S. Mail;

Prestige Financial Svc, Attn: Bankruptcy , 351 W Opportunity Way, Draper, UT 84020,  
via U.S. Mail;

Dennis Tucker, 5506 S. Morgan St., 2nd, Chicago, IL 60621, via U.S. Mail; and

**See Attached List.**

PLEASE TAKE NOTICE that on **June 26, 2023 at 9:00 a.m.**, I will appear before the  
**Honorable Judge Jacqueline Cox**, or any judge sitting in her place, **either** in Courtroom 680 of  
the **Everett McKinley Dirksen United States Courthouse, 219 S. Dearborn Street, Chicago,**  
**IL 60604**, or electronically as described below, and present the motion of the Debtor, to Extend  
the Automatic Stay, a copy of which is attached.

**All parties in interest, including the movant, may appear for the presentment of the motion either in person or electronically using Zoom for Government.**

You may appear electronically by video or by telephone.

**To appear by video**, use this link: <https://www.zoomgov.com/>. Then enter the meeting ID and passcode.

**To appear by telephone**, call Zoom for Government at 1-669-254-5252 or 1-646-828-7666. Then enter the meeting ID and password.

Meeting ID and password. The meeting ID for this hearing is **161 273 2896** and the passcode is **778135**. The meeting ID and passcode can also be found on Judge Cox's webpage on the court's website, <https://www.ilnb.uscourts.gov/content/judge-jacqueline-p-cox>.

**If you object to this motion** and want it called on the presentment date above, you must file a Notice of Objection no later than two (2) business days before that date. If a Notice of Objection is timely filed, the motion will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the motion in advance without calling it.

**PROOF OF SERVICE**

The undersigned, an attorney, certifies that he sent the attached motion on **June 14, 2023**, to the above-named parties and the attached service list via U.S. Mail with postage prepaid from the mail located at 55 W. Monroe Street, Chicago, IL 60603.

/s/ Brian P. Deshur

Attorney for Debtor

The Law Office of David Freydin, Ltd.

8707 S. Skokie Blvd., Suite 312

Skokie, IL 60077

(312) 380-1564

## Document Page 4 of 7

Label Matrix for local noticing  
752-1  
Case 23-07565  
Northern District of Illinois  
Eastern Division  
Filed Jun 14 19:43:22 CDT 2023

U.S. Bankruptcy Court  
Eastern Division  
219 S Dearborn  
7th Floor  
Chicago, IL 60604-1702

Arnold Scott Harris PC  
111 W. Jackson Blvd, Ste 600  
Chicago, IL 60604-3517

Shley Funding Services  
Esurgent Capital Services  
PO Box 10587  
Greenville, SC 29603-0587

(p)CHICAGO DEPARTMENT OF LAW  
ATTN BANKRUPTCY UNIT  
121 N LASALLE ST SUITE 400  
CHICAGO IL 60602-1264

Comed  
Bankruptcy Department  
1919 Swift Drive  
Oak Brook, IL 60523-1502

RS  
Centralized Insolvency Operation  
P.O. Box 7346  
Philadelphia, PA 19101-7346

(p)JEFFERSON CAPITAL SYSTEMS LLC  
PO BOX 7999  
SAINT CLOUD MN 56302-7999

Linabarger Goggan Blair and Sampson  
233 South Wacker Drive  
Suite 4030  
Chicago, IL 60606-6379

p)PEOPLES GAS LIGHT & COKE COMPANY  
60 EAST RANDOLPH ST  
CHICAGO IL 60601-6433

Prestige Financial Svc  
Attn: Bankruptcy  
351 W Opportunity Way  
Draper, UT 84020-1401

Brian P Deshur  
Law Offices of David Freydy Ltd  
8707 Skokie Blvd  
Suite 312  
Skokie, IL 60077-2281

David Freydy  
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707 Skokie Blvd  
Suite 312  
Skokie, IL 60077-2281

Dennis Tucker  
5506 S. Morgan St.  
2nd  
Chicago, IL 60621-1515

Patrick S Layng  
Office of the U.S. Trustee, Region 11  
219 S Dearborn St  
Room 873  
Chicago, IL 60604-2027

Thomas H. Hooper  
Office of the Chapter 13 Trustee  
5 E. Monroe St.  
Suite 3850  
Chicago, IL 60603-5764

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

City of Chicago  
21 N. LaSalle St.  
Room 107  
Chicago, IL 60602

(d)City of Chicago  
Utility Billing & Customer Service  
121 N. LaSalle St., Suite 400  
Chicago, IL 60602

(d)City of Chicago Dept. of Administrative  
Chicago Dept. of Law Bankruptcy  
121 N. LaSalle St., Suite 400  
Chicago, IL 60602

Jefferson Capital Systems  
PO Box 7999  
Saint Cloud, MN 56302

People's Gas  
200 E Randolph  
Chicago, IL 60601

End of Label Matrix  
Mailable recipients 15  
Bypassed recipients 0  
Total 15

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE:	)	
	)	Case No. 23 B 07565
Dennis Tucker,	)	Honorable Cox
Debtor	)	Chapter 13
	)	

**MOTION TO EXTEND AUTOMATIC STAY**

NOW COMES Dennis Tucker, Debtor, by and through his attorney, The Law Office of David Freydin, Ltd., and moves this Honorable Court to extend the automatic stay, and in support thereof states as follows:

1. That Debtor filed a petition for relief pursuant to Chapter 13 Title 11 U.S.C. on 6/9/23.
2. That this case has not yet been confirmed by this Honorable Court.
3. That Debtor is requesting this Honorable Court to extend the automatic stay pursuant to section 362 (c)(3)(A).
4. That Debtor has not converted the instant Chapter 13 case to a Chapter 7 case.
5. That Debtor has been in one prior case in the last twelve months, Case 20 B 19710, which was filed on 11/3/20 and dismissed on 4/17/23 for Failure to Make Plan Payments.
6. That in Debtor's prior case, he was carrying substantial cure to his prior counsel's office when his car was caught in a gun battle between two other vehicles.

7. That during the course of events, Debtor's car was grazed with a bullet, he ducked for cover, and subsequently lost the envelope containing the cash.
8. That, furthermore, Debtor was unable to borrow funds, despite several continuances.
9. That Debtor's prior counsel never discussed the possibility of a plan modification to defer the default.
10. That, accordingly, Debtor's case was dismissed
11. That, in this case, Debtor continues to receive pension and SSI.
12. That, in this case, Debtor qualifies for a commensurate Chapter 13 Plan payment because he paid over \$10,000 into his previous case.
13. That, in this case, Debtor has retained new counsel, who has thoroughly explained his plan, petition, schedules, and payment requirements to him.
14. That Debtor is in a position to pay his Chapter 13 Plan payment along with his regular expenses.
15. That Debtor's counsel has already created an epay login for Debtor and scheduled his first payment for him; Debtor's counsel will continue to login for Debtor to ensure continuity of payments.
16. That Debtor is in a position to proceed and has filed this case in good faith.

17. That, equitably, the stay should be Extended.

WHEREFORE, Dennis Tucker, the Debtor, prays this Honorable Court for the following relief:

- A. That this Honorable Court extend the automatic stay as for the reasons as set forth above; and
- B. For such other and further relief this Court deems just and proper.

Respectfully Submitted,

/s/ Brian P. Deshur  
Attorney for Debtor  
The Law Office of David Freydin, Ltd.  
8707 S. Skokie Blvd., Suite 312  
Skokie, IL 60077  
(312) 380-1564